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12
13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 OAKLAND DIVISION

16 UNITED STATES OF AMERICA

17 No. CR 15-00339 PJH

18 v.
19 RAMIN RAD (“RAY”) YEGANEH,
20
21 Defendant.

22 STIPULATION AND PROTECTIVE
23 ORDER RE: DISSEMINATION OF
24 DISCOVERY MATERIALS

25 IT IS HEREBY STIPULATED AND AGREED among the parties that the documents
26 provided as discovery in this case to defense counsel are subject to a Protective Order. The
27 defendant is charged with bid rigging and conspiracy to commit mail fraud related to non-
28 judicial public foreclosure auctions in Alameda County.

29 The parties agree that discovery in this case contains “Protected Materials,” which are
30 defined here as reports of interviews, grand jury testimony, documents produced to the grand
31 jury or its agents, documents seized pursuant to a search warrant, documents voluntarily
32 provided to the government, and victim and witness social security numbers, driver’s license
33 numbers, dates of birth, addresses, telephone numbers, and email addresses. The Protective
34 Order signed in this case extends to all Protected Materials provided, including those concerning
35 conduct not directly charged in the Indictment.

36
37 STIP. AND PROT. ORDER
38 No. CR 15-00339 PJH

1 By signing this Stipulation, defense counsel agrees that the Protected Materials are being
2 entrusted to counsel only for the purpose of representing the defendant in this criminal case.
3 Further, defense counsel agrees not to share any Protected Materials with anyone other than
4 designated defense investigators, experts, support staff, and certain non-parties, as described
5 below. Defense counsel may permit the defendant to review the Protected Materials and be
6 aware of their contents, but the defendant shall not be provided any copies of the Protected
7 Materials that have not been redacted to remove confidential information, which includes but is
8 not limited to dates of birth; social security numbers; credit card, bank account, or other financial
9 account numbers; and driver's license numbers. It shall not be necessary for defense counsel to
10 redact any confidential information where the defendant is the author, addressee, or recipient of
11 the document, as indicated on the face of the document. Any person receiving Protected
12 Materials or a copy of Protected Materials from defense counsel shall be bound by the same
13 obligations as counsel and further may not give the Protected Materials to anyone (except that
14 the protected documents shall be returned to counsel).

15 Defendant and his counsel agree not to show to any non-parties copies of the Protected
16 Materials that have not been redacted to remove confidential information, or to provide copies to
17 non-parties except as needed for the defense or prosecution of the criminal action, and only if the
18 non-party signs the attached Acknowledgement of Protective Order. If defendant or his counsel
19 wishes to utilize the services of any non-party, including but not limited to an investigator,
20 expert, or other individual, to review the Protected Materials in connection with the preparation
21 of a defense, prior to receiving access to the materials, such individual must sign a copy of the
22 Acknowledgment of Protective Order attached to a copy of this Order.

23 Notwithstanding the foregoing, after the trial date has been confirmed in this case,
24 counsel, staff, and/or the investigators for the defendant may make copies of the Protected
25 Materials for trial preparation and presentation. Any copies must, however, remain in the
26 possession of counsel, investigator, staff, expert, or the Court.

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In the event that defendant substitutes counsel, undersigned defense counsel agrees to withhold these documents from new counsel unless and until substituted counsel agrees in writing also to be bound by this Order.

Dated: July 13, 2015

/s/

NED SMOCK
Assistant Federal Public Defender
Office of the Federal Public Defender
Northern District of California
Attorney for Ramin Rad (“Ray”) Yeganeh

Dated: July 13, 2015

/s/

MICHAEL A. RABKIN
E. KATE PATCHEN
ALBERT B. SAMBAT
Trial Attorneys
Antitrust Division
United States Department of Justice

IT IS SO ORDERED:

Dated: July 14 , 2015



ACKNOWLEDGMENT OF PROTECTIVE ORDER

The undersigned hereby acknowledges that he or she has received a copy of the Stipulation and Protective Order Re: Dissemination of Discovery Materials (“Protective Order”) issued in *United States v. Ramin Rad (“Ray”)* Yeganeh, CR 15-00339 PJH (N.D. Cal.); has read, understands, and agrees to the terms of the Protective Order; and hereby submits to the jurisdiction of the United States District Court for the Northern District of California for the purposes of enforcement of the terms of the Protective Order and the punishment of any violations thereof.

DATED: _____

Signature

Printed Name

Street Address

City, State, and Zip Code

Area Code/Telephone Number